

No. 3366-41-75/12894.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XLV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal Faridabad in respect of the dispute between the workman and the management of M/s National Laboratories 20, Mathura Road, Faridabad.

BEFORE SHRI O. P. SHARMA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL,
HARYANA, FARIDABAD

Reference No. 215 of 1974

between

SHRI KHUBBI RAM WORKMAN AND THE MANAGEMENT OF M/S NATIONAL
LABORATORIES 20, MATHURA ROAD, FARIDABAD

Present:—

Shri Ram Murti Sharma, for the workman.

Shri K. P. Aggarwal, for the management.

AWARD

Shri Khubbi Ram workman concerned was in the service of M/s National Laboratories, 20, Mathura Road, Faridabad. The management terminated his services on 20th May, 1974. Feeling aggrieved he raised a demand for reinstatement but without success.

On receipt of the failure report from the Conciliation Officer, the Governor of Haryana, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, referred the dispute for adjudication to this Tribunal,—vide order No. ID/FD/74/37654 dated 19th November, 1974 with the following term of reference.

“Whether the termination of services of Shri khubbi Ram was justified and in order ? If not, to what relief is he entitled?”

The parties were directed to put in their respective pleadings. They have arrived at an amicable settlement.

As stated by Shri K. P. Aggarwal, authorised representative of the management, the workman concerned had asked for the settlement of the dispute and the clearance of his account and the settlement was arrived at per terms and conditions given in the memorandum of settlement, dated 17th March, 1975 Exhibit M-1 and he was paid his dues amounting to Rs. 402.68, in full and final settlement of his entire claim against management including the right of reinstatement or re-employment against receipt Exhibit M-2. The memorandum of settlement as well as the receipt of payment are signed by Shri Khubbi Ram workman concerned and witnessed Sarvshri S. R. Gupta and Charanjit Singh. The memorandum of settlement has been signed by Shri K. P. Aggarwal also in whose presence the settlement was brought about.

The workman concerned has not turned up to pursue his case and his authorised representative Shri Ram Murti Sharma had stated that he has no instructions from him to refute the above settlement and proceed with the present reference.

In view of the above, I am satisfied that Shri Khubbi Ram workman concerned has in fact settled his dispute with the management and received his dues, in full and final settlement of his entire claim giving up his right of reinstatement or re-employment, and that being so no dispute is now left between the parties.

In the result, a no dispute award is given in terms of the above settlement arrived at between the parties holding that the workman concerned is not entitled to any other relief. There shall, however, be no order as to costs.

Dated 9th April, 1975.

O. P. SHARMA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 700, dated 15th April, 1975

Forwarded, (four copies,) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

O. P. SHARMA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.